

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ZION ALEXANDER,

Plaintiff,

-against-

THE CITY OF NEW YORK, et al.,

Defendants.

1:25-CV-284 (RA)

ORDER

RONNIE ABRAMS, United States District Judge:

Plaintiff Zion Alexander, who is currently held in the Otis Bantum Correctional Center on Rikers Island, filed this action *pro se*, asserting claims of federal constitutional violations under 42 U.S.C. § 1983, and seeking damages and injunctive relief. By letter dated April 4, 2025, Plaintiff requested that he be provided with his original Complaint, requested an extension of time to file an amended complaint, and moved for appointment of *pro bono* counsel.

Plaintiff's request to be provided with this original Complaint is granted. The Complaint is attached to this Order.

Because Plaintiff's amended complaint is not due until thirty days after he receives the full names and addresses of the John Doe Defendants, Plaintiff's request for an extension is denied without prejudice. If Plaintiff needs an extension after receiving the full names of Defendants, he may file a new request for an extension at that time.


Plaintiff's request for appointment of *pro bono* counsel is also denied without prejudice to renewal. In considering whether to appoint *pro bono* counsel, the Court considers the "merits of the case, the plaintiff's efforts to obtain a lawyer, and the plaintiff's ability to gather the facts and present the case if unassisted by counsel." *McBride v. C&C Apartment Mgmt.*, No. 21-CV-2989 (RA), 2021 WL 2077818, at *1 (S.D.N.Y. May 24, 2021). Of these, the merits is the "factor which

command[s] the most attention.” *Cooper v. A. Sargenti Co.*, 877 F.2d 170, 172 (2d Cir. 1989). “Because it is too early in the proceedings for the Court to assess the merits of this action, the Court denies Plaintiff’s application for the Court to request *pro bono* counsel without prejudice to Plaintiff’s filing another such application at a later date.” *McBride*, 2021 WL 2077818, at *1.

The Clerk of Court is respectfully directed to mail a copy of this Order and the attached Complaint to Plaintiff.

SO ORDERED.

Dated: April 14, 2025
New York, New York



Ronnie Abrams
United States District Judge

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

ZION ALEXANDER

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ DEC 20 2024 ★

BROOKLYN OFFICE
COMPLAINT

under the

Civil Rights Act, 42 U.S.C. § 1983
(Prisoner Complaint)

Jury Trial: ☒ Yes ☐ No
(check one)

(In the space above enter the full name(s) of the plaintiff(s).)

-against-

The City of New York... etc
NYC Health & Hospitals / Correctional Health services
(Bellevue Hospital)
John doe (psy. D) #1
John doe (psy. D) #2
C.D. Dejesus

(In the space above enter the full name(s) of the defendant(s). If you cannot fit the names of all of the defendants in the space provided, please write "see attached" in the space above and attach an additional sheet of paper with the full list of names. The names listed in the above caption must be identical to those contained in Part I. Addresses should not be included here.)

I. Parties in this complaint:

- A. List your name, identification number, and the name and address of your current place of confinement. Do the same for any additional plaintiffs named. Attach additional sheets of paper as necessary.

Plaintiff

Name ZION Alexander

ID # 4422303517

Current Institution GRVC

Address 09-09 HAZEN Street, East Elmhurst, Queens, NY
11370

- B. List all defendants' names, positions, places of employment, and the address where each defendant may be served. Make sure that the defendant(s) listed below are identical to those contained in the above caption. Attach additional sheets of paper as necessary.

Defendant No. 1

Name The City of New York

Shield # _____

Where Currently Employed _____

Address _____

Defendant No. 2

Name Bellevue Hospital Shield # _____
Where Currently Employed 462 75th Ave
Address New York 10016 / 55 Waters Street
18th Fl, NY, NY, 10041

Defendant No. 3

Name [Psy. D] John Doe #1 Shield # _____
Where Currently Employed New York, 462 75th Ave
Address 10016 (Bellevue Hospital) CPAP (Psychiatric)
unit

Defendant No. 4

Name [Psy. D] John Doe #2 Shield # _____
Where Currently Employed CPAP (Psychiatric) unit
Address 462 75th Ave, 10016
Bellevue Hospital

Defendant No. 5

Name ~~John Doe~~ De Jesus Shield # N/A
Where Currently Employed _____
Address 09-09 Hazen Street, East Elmhurst
11370, Queens

II. Statement of Claim:

State as briefly as possible the facts of your case. Describe how each of the defendants named in the caption of this complaint is involved in this action, along with the dates and locations of all relevant events. You may wish to include further details such as the names of other persons involved in the events giving rise to your claims. Do not cite any cases or statutes. If you intend to allege a number of related claims, number and set forth each claim in a separate paragraph. Attach additional sheets of paper as necessary.

A. In what institution did the events giving rise to your claim(s) occur?

GRVC / Bellevue Hospital, Rikers Island, GRVC,
13A, Min. Clinic

B. Where in the institution did the events giving rise to your claim(s) occur?

Bellevue Hospital, CPAP / CPAS, Psych unit, GRVC -
Rikers Island

C. What date and approximate time did the events giving rise to your claim(s) occur?

On 11/27/2024 Between 2:00 pm to 10 pm

D. Facts: please SEE Attached paper work.

What
happened
to you?

Who did
what?

Was
anyone
else
involved?

Who else
saw what
happened?

PLEASE SEE Attached paper work

III. Injuries:

If you sustained injuries related to the events alleged above, describe them and state what medical treatment, if any, you required and received. Several violations of Constitution Rights such

As Eighth, fourth and 18th Amendments. Several cuts on left arm, Stomach ulcers flare ups from ingesting several pills. Acute damage to kidneys, loss of memory from fallout, Trauma from almost fatal Events.

IV. Exhaustion of Administrative Remedies:

The Prison Litigation Reform Act ("PLRA"), 42 U.S.C. § 1997e(a), requires that "[n]o action shall be brought with respect to prison conditions under section 1983 of this title, or any other Federal law, by a prisoner confined in any jail, prison, or other correctional facility until such administrative remedies as are available are exhausted." Administrative remedies are also known as grievance procedures.

A. Did your claim(s) arise while you were confined in a jail, prison, or other correctional facility?

Yes ☒ No ☐

1 of 10

* Attached paper work

11/28/2024

On or About, In the Hospital on 11/27/2024
 Approx: (4pm-9pm) "2 John doe psych doctors, Intentionally and
 deliberately Deprived me, of poor mental Health Attention of
 Admittance, By Going Against All Evidence of plaintiff's
 Emergency Suicidal Attempt Here on Rikers Island, where plaintiff
 Successfully Swallowed 10-15 pills In direct observation LA Technical
 Overdose" while on suicide watch here on Rikers Island due
 to Failed Adequate Supervision and intervention of plaintiff on
 Correction officers end, which led me to be rushed to
 Bellevue hospital on 11/27/2024 Around 2pm under
 (CSN# 16744873) and MRN# (3828555) The John doe #1
 Psych doctor, Short Fair skin Complexion and John doe #2 psych doctor
 Tall dark, Complexion Glasses short hair, possibly from a different Ethnic
 Background (Please Request records for I was Not Allowed the doctors
 names*) Assesated me Briefly without, writing notes and
 rudely cutting off plaintiff several times while plaintiff attempted
 to provide the reason why he wants to be admitted. The 2 doctors
 refused to Listen and Consider plaintiff side of events, The 2 doctors
 shortly concluded to Immediately send/Return plaintiff Back
 To Rikers Island (Currently An unsafe Environment) where plaintiff
 overdose Arose from. Even though plaintiff continued to Express
 NOT feeling safe Confused and currently experiencing ~~the~~ suicidal
 Ideation's to the point, if plaintiff were to return
 To Rikers He would plan his next suicidal attempt,
 In Efforts to be successful this time.

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The undermined determination of Events, should have contributed to plaintiff's Admittance to Bellevue psy ward. The 2 psych doctors also ^{Failed} to Notify and Explain the decision behind their denial of Admittance.

These events deprives plaintiff's of Constitutional Rights by denying me to proper Adequate treatment and civil right to NOT BE discriminated Against, Deprived of life, when Both John doe doctors knew to an extent where I seriously injured my self under Custody's Care and observation, which allowed plaintiff to ingest 10-15 pill I A Suicide Attempt under plaintiff Grief to losing his mother. Its safe to Conclude That plaintiff may NOT be safe in the care of Rikers Island, since plaintiff, continuously causing serious Harm to himself, that could lead to death, AN serious Intervention is needed, which is why plaintiff was transferred to Bellevue in the first place. But the discriminatory Against plaintiff observed caused by Illegal Biased Ability to Communicate Effectively which made the doctors believe He doesn't need mental Health Care, which is unduly unfair under the circumstances of plaintiff's Actions that occurred and still occurs and serious wishes to End ones life. Its Contradictory to determine to send the plaintiff who overdosed in A serious Attempt to kill himself, back to the setting that contributed and allowed this Attempt and Behavior to happen in the first place. It's more than likely an conspiracy where plaintiff Faces in Custody where D.O.C and doctors Act under the presumption that inmates/prisoners constantly

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deliberate fabricate symptoms. to Achieve To Be Hospitalized because their theory Belives that Hospitals Are Better than jails.

The Conspiracy The John Doe doctors relayed on, IF plaintiff Had His "Liberty" His outcome undoubtedly would of been different, "Mental Health Care" Is not A optional Essantline, It's An Essential Right, no one should have to go/plead under hardship or drastic Senarios For Rights that are given, when one may need or warrant mental Health help, one should not be deprived, simply Because of AN opinion Against Rigorous Facts. This Is Common For Believe To Constantly over look it's patients (plaintiff) For Reasons that may never Be revealed, "Hints". Abuse of discretion simply Because plaintiff Asked For help, They simply denied it.

Even though A psch may wield total power of discretion that doesn't give the doctor the right to Abuse It By picking and choosing who needs to be Admitted simply By the Appearance of patient / plaintiff. plaintiff (Zion Alexander) Also Argues due to "Extreme Emotional Distress, several suicide Attempts (Recorded on Record of HIPAA) Even while on 1 to 1 watch due to A Seperate, Earlier suicidal Attempt, ~~Plus~~ Rikers poor Efforts to keep "plaintiff" safe, He Expressed His undue willingness (voluntary) wishes to Accept to "Go up stairs and participate In His Recovery" For He desperatly depends on the doctors Help. plaintiff continues to constantly argue

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His regards to commit suicide IF He was to Return to Rikers Island - The deprivation Effected Plaintiff by overlooking obvious signs and Inadvertently placing Plaintiff In Harm's way By sending him to Rikers, the previous place that allowed and Continue to allow MR Zion Alexander to commit suicide while In custody, Also failing To supervise Plaintiff and properly screen Him, AS A proper proceeding by psych doctors. For example Consider the doctors, "poor Efforts" to Review MR. Zions Entire charts and clear wishes to stay at Bellevue Because right now He cannot control His urges, Also Consider the then doc doctor # 1, who completely disregarded the plaintiffs wishes By walking out mid-conversation lacking Any deep concern to listen for the safety of MR. Alexander. Again, Effecting MR Alexander's rights, By unusual proceedings, and intentional deprivation of MR Zion's (Const. rights).

This Is not proper protocol for a patient who has A History of suicidal Attempts, This Is 2 psych doctors who Illegally judged him Because Plaintiff Is In D.O.C Custody A pretrial detainee, who they believe should not Have Any rights to appropriate/medical/mental Health care (simply because one Is In custody) / (deprived liberty) In a attempt to forcefully keep MR Zion In a unsafe unsupervised setting knowingly Against Violating MR. Zions Const. Rights.

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1

Rikers

Intentional Deliberate Indifferent, Denied of fair and Adequate medical Care^{Psych.} while In Custody of States City's Jail.

Intentionally Medically Negligent towards plaintiffs who is Currently undergoing symptoms of AN Active suicidal Attempt of Ingesting $\approx 20-30$ pills [OVER DOSE].

Several times plaintiff Attempted to End's one life and then be denied proper and Adequate medical and psych, care while In the care and custody of Rikers Island.

On December 06th 2024

plaintiff's watch officer, Jackson and witness Correctional Officer Thompson (Both Badge # unknown) At or Around The hours of 7:45pm - 9pm, plaintiff, Inside jail ERVC, unit 13A In the dayroom right next to the pantry, on Camera Told officer, "Thompson" I Need help for the voices are telling me to kill myself then proceeded to Ingest 15-20 pill Infront of Both (Listed Above) officers while officers said to plaintiff ("we don't care go ahead AND take and swallow em, KILL your self"). Plaintiff Asked For Producement to be taken to Clinic to be observed and Cared For. The Two officers refused to Contact, transfer or Report plaintiffs Injuries and well bein to any doctor or professional

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proving the Negligence and Intentional Indifference towards plaintiff, who clearly needed help at the time and should of here, had the chance to see a medical doctor. Note plaintiff never were to this day produced in front of any doctor.

12/02-04/2024 \approx 6:00pm - 7:pm
 Another date : ~~12/02-04/2024~~
 plaintiff was called for "Dot" at the mini clinic inside of jail ERVC (next to 11 A/B unit) Again plaintiff on camera inside of mini clinic appeared in front of Doctor or medical provider (Believe his name is "ADAM") plaintiff swallowed 15-20 pills, cut his left arm with glass and drunk rubbing Alcohol in a raging mental episode, where he intended to end one's life. Officer (DeJuseus his watch officer at the time intervened and took the bottle out of plaintiff's hands in an attempt to prevent anymore harm) Doctor "ADAM" Alleges to ~~He~~ will not help or contact help or doctors despite plaintiff unhealthy actions, in a deliberate attempt to harm plaintiff's rights and livelihood as a human being, therefore an grave indifference for a medical professional to not assist or intervene or help a person, where in this case the plaintiff (ZION, ALEXANDER). These actions must exclude from personal and zealous intentions that goes against policy and somehow still allowed plaintiff to engrave them. please initiate a investigation for I passed out during events and my memory is effected.

7 of 10

Rikers shall be held liable for their actions of their employees (correction officers) for failing to prevent their employees' neglectful and indifferent actions towards plaintiff, because if Rikers had a stricter or ZERO tolerance for such behavior a neglectful action intended towards a (P.I.C) [person in custody] (plaintiff in this case) could have been avoided altogether. It's almost as if the correction officers could violate any rule or constitutional rights of (P.I.C's) AND bear no liability at any cost at all.

Rikers Island has a duty to render and give all necessary medical treatment to those in custody for plaintiff is not at liberty, for Rikers Island to not bear ⁱⁿ an enforceable policy / remedy to aid those who are extreme danger to one's self is a grave indifference in its self.

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The Supervision of Rikers Island is deemed unsafe FOR the Plaintiff, who is currently suicidal and vigorously still attempting suicide. FOR example Correction officers ARE NOT Allowed to Administer medication or Intervene in with a person in custody lacking immediate violent behavior towards another, due to this Rikers may fail again to keep Mr. Alexander safe from him self for it's policy and their other failed attempt that are recorded in the past.

In the event of Mr. Alexander's safety the psych doctors should have the burden of liability for allowing the plaintiff to kill himself back at Rikers and failing to supervise him in a appropriate setting regardless of current observation, but due to his extensive history and Rikers poor supervision his life and safety should not be taken lightly. Their for plaintiff deeply denies any opinion or ruling that the 2 psych doctors may have concluded.

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Right to
(Adequate
medical care)

Every defendant listed acted in accordance to color of the state law; for the purposes of Diabolically, deliberately, violating plaintiff's 8th and 14th Amendments, By not taking the injuries of plaintiff seriously: Depriving him (plaintiff of Life and Liberty) By the 2 psych doctors knowingly and negligently sending (plaintiff) back to Rikers Island, the same place where plaintiff under surveillance, Almost committed suicide, and currently still trying to end his life by pills and other serious harm. Where psych doctors have a duty to make sure that patients have a safe "discharge" / "disposition" to go to. It's more than clear to determine "Rikers" is not currently safe or adequate for (plaintiff), But the 2 doctors (psych) still continued to discharge him even though they knew it was a high probability to send him back ("Counsel is unusual") For a licensed doctor to send patient back to environment that's unstable and safe for plaintiff's serious attempts to end one's life.

The doctors of Rikers and Bellevue constantly goes against "protocol and proper procedure", by observing the patient to the extent that they rely on the appearance of plaintiff and not the words OR Actions plaintiff may present which is "Not" reasonable for doctors to do especially if plaintiff had his liberty and was able to attend a clinic or a emergency room,

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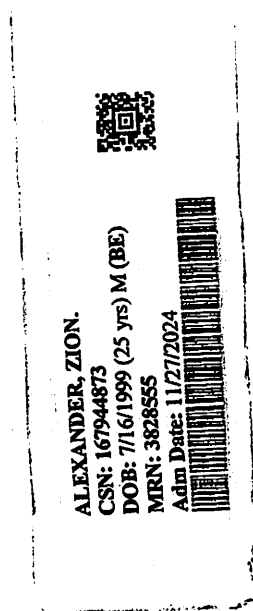
liberty
If plaintiff had his liberty, the outcome would
of been in the safety of plaintiff's life. Plaintiff's
"Equal protection" rights were also a direct violation of that
for Rikers did not want to seek a hospitalization
of plaintiff that would or could of prevented
his later attempts and prevented any injuries from
occurring.

I ask to weight these accusations against
the Turner Test to see if incarcerated
individuals should have involuntary and voluntary admissions
to ~~psych~~ hospitals? For I may have avoided any attempt
and damages if I could of exercised my rights and
voluntarily admitted myself for proper care.

As the behavior of defendants were "deliberate indifference"
were they (psych) doctors known or should have known
that their is a substantial risk of harm that sending
me back to "riker" would violate my constitutional rights and
they also fail to fix or remedy those harms.

Exhibit

"A"



← Proof of my Admissions
At Bellevue Hospital
And CASE # To lookup
And Investigate.

I Ask the court to
Initiate A Investigation
to find out who the defendants
Are Hopefully "Exhibit" "A" will
Help!

If YES, name the jail, prison, or other correctional facility where you were confined at the time of the events giving rise to your claim(s).

Belleuve Hospital / D.O.C unit.

B. Does the jail, prison or other correctional facility where your claim(s) arose have a grievance procedure?

Yes ☐ No ☐ Do Not Know ☒

C. Does the grievance procedure at the jail, prison or other correctional facility where your claim(s) arose cover some or all of your claim(s)?

Yes ☐ No ☐ Do Not Know ☒

If YES, which claim(s)? _____

D. Did you file a grievance in the jail, prison, or other correctional facility where your claim(s) arose?

Yes ☐ No ☒

If NO, did you file a grievance about the events described in this complaint at any other jail, prison, or other correctional facility?

Yes ☐ No ☒

E. If you did file a grievance, about the events described in this complaint, where did you file the grievance?

1. Which claim(s) in this complaint did you grieve? _____

2. What was the result, if any? _____

3. What steps, if any, did you take to appeal that decision? Describe all efforts to appeal to the highest level of the grievance process. _____

F. If you did not file a grievance:

1. If there are any reasons why you did not file a grievance, state them here: _____

Not Sure If It covers hospital's

2. If you did not file a grievance but informed any officials of your claim, state who you informed,

when and how, and their response, if any: _____

G. Please set forth any additional information that is relevant to the exhaustion of your administrative remedies. _____

Note: You may attach as exhibits to this complaint any documents related to the exhaustion of your administrative remedies.

V. Relief:

State what you want the Court to do for you (including the amount of monetary compensation, if any, that you are seeking and the basis for such amount). plaintiff SEEKS \$2,000,000 For
Compensation OF Injuries and violation of civil / Const Rights and of
The derank / License Removal of doctors Involved or Any other Right
For defendants To Face. where plaintiff Freedom / Liberty Is
restraint, The Custodian / Custody Supervisor Bears All liability
to make Sure Custodian Recives Adequate mental / psysical Health
treatment, even self Inlicted Injuries.

VI. Previous lawsuits:

A. Have you filed other lawsuits in state or federal court dealing with the same facts involved in this action?

Yes ____ No ✓

On
these
claims

- B. If your answer to A is YES, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another sheet of paper, using the same format.)

1. Parties to the previous lawsuit:

Plaintiff _____

Defendants _____

2. Court (if federal court, name the district; if state court, name the county) _____

3. Docket or Index number _____

4. Name of Judge assigned to your case _____

5. Approximate date of filing lawsuit _____

6. Is the case still pending? Yes ____ No ____

If NO, give the approximate date of disposition _____

7. What was the result of the case? (For example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?) _____

On
other
claims

- C. Have you filed other lawsuits in state or federal court otherwise relating to your imprisonment?

Yes ☒ No ☒

- D. If your answer to C is YES, describe each lawsuit by answering questions 1 through 7 below. (If there is more than one lawsuit, describe the additional lawsuits on another piece of paper, using the same format.)

1. Parties to the previous lawsuit:

Plaintiff Zion Alexander

Defendants NEWYORK City and Coprate Counsel Et....

2. Court (if federal court, name the district; if state court, name the county) NORTHERN & SOUTHERN

3. Docket or Index number 1:24-CV-8084 / 1:24-CV-8083

4. Name of Judge assigned to your case UNSURE AT MOMENT

5. Approximate date of filing lawsuit ≈ 10/25/2024

6. Is the case still pending? Yes ☒ No ____

If NO, give the approximate date of disposition N/A

7. What was the result of the case? (For example: Was the case dismissed? Was there judgment in your favor? Was the case appealed?) PENDING

I declare under penalty of perjury that the foregoing is true and correct.

Signed this 23th day of November, 2024.

Signature of Plaintiff

[Signature]

Inmate Number

4412303517

Institution Address

09-09 Hazen street
Queens New York 11370

Note: All plaintiffs named in the caption of the complaint must date and sign the complaint and provide their inmate numbers and addresses.

I declare under penalty of perjury that on this 11th day of December, 2024, I am delivering this complaint to prison authorities to be mailed to the *Pro Se* Office of the United States District Court for the Southern District of New York.

Signature of Plaintiff:

[Signature]

ZION Alexander (4412303517)
09-09 Hazen street,
EAST Elmhurst, New York, NY,
Queens 11370

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FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ DEC 20 2024

BROOKLYN OFFICE 225 Cadmen Plaza East, Brooklyn,
New York, 11201

ATTN: PRO SE OFFICE

FILED
IN CLERK'S OFFICE
U.S. DISTRICT COURT E.D.N.Y.

★ DEC 20 2024 ★
States District Court
BROOKLYN OFFICE

★ EASTERN District of New York



CIVIL COVER SHEET

The JS 44 civil cover sheet and the information contained herein neither replace nor supplement the filing and service of pleadings or other papers as required by law, except as provided by local rules of court. This form, approved by the Judicial Conference of the United States in September 1974, is required for the use of the Clerk of Court for the purpose of initiating the civil docket sheet. (SEE INSTRUCTIONS ON NEXT PAGE OF THIS FORM.)

I. (a) PLAINTIFFS

Zion Alexander 4412303517
GRVC 09-09 Hazen Street,
East Elmhurst, Queens NY 11370

(b) County of Residence of First Listed Plaintiff _____
(EXCEPT IN U.S. PLAINTIFF CASES)

(c) Attorneys (Firm Name, Address, and Telephone Number)

Pro Se Plaintiff (see above)

DEFENDANTS

The City of New York; NYC Health & Hospitals/ Correctional
Health Service (Bellevue Hospital); Jhon Doe(psy. D) #1; Jhon
Doe(psy. D) #2; C.O. Dejesus

County of Residence of First Listed Defendant _____
(IN U.S. PLAINTIFF CASES ONLY)

NOTE: IN LAND CONDEMNATION CASES, USE THE LOCATION OF
THE TRACT OF LAND INVOLVED.

Attorneys (If Known)

Gujarati, J.
Marutollo, M.J.

II. BASIS OF JURISDICTION (Place an "X" in One Box Only)

- ☐ 1 U.S. Government Plaintiff ☒ 3 Federal Question (U.S. Government Not a Party)
- ☐ 2 U.S. Government Defendant ☐ 4 Diversity (Indicate Citizenship of Parties in Item III)

Does this action include a motion for temporary restraining order or order to show cause? Yes ☐ No ☒

III. CITIZENSHIP OF PRINCIPAL PARTIES (Place an "X" in One Box for Plaintiff and One Box for Defendant)

- | | PTF | DEF | | PTF | DEF |
|---|----------------------------|----------------------------|---|----------------------------|----------------------------|
| Citizen of This State | <input type="checkbox"/> 1 | <input type="checkbox"/> 1 | Incorporated or Principal Place of Business In This State | <input type="checkbox"/> 4 | <input type="checkbox"/> 4 |
| Citizen of Another State | <input type="checkbox"/> 2 | <input type="checkbox"/> 2 | Incorporated and Principal Place of Business In Another State | <input type="checkbox"/> 5 | <input type="checkbox"/> 5 |
| Citizen or Subject of a Foreign Country | <input type="checkbox"/> 3 | <input type="checkbox"/> 3 | Foreign Nation | <input type="checkbox"/> 6 | <input type="checkbox"/> 6 |

IV. NATURE OF SUIT (Place an "X" in One Box Only)

CONTRACT	TORTS	FORFEITURE/PENALTY	BANKRUPTCY	OTHER STATUTES
<input type="checkbox"/> 110 Insurance <input type="checkbox"/> 120 Marine <input type="checkbox"/> 130 Miller Act <input type="checkbox"/> 140 Negotiable Instrument <input type="checkbox"/> 150 Recovery of Overpayment & Enforcement of Judgment <input type="checkbox"/> 151 Medicare Act <input type="checkbox"/> 152 Recovery of Defaulted Student Loans (Excludes Veterans) <input type="checkbox"/> 153 Recovery of Overpayment of Veteran's Benefits <input type="checkbox"/> 160 Stockholders' Suits <input type="checkbox"/> 190 Other Contract <input type="checkbox"/> 195 Contract Product Liability <input type="checkbox"/> 196 Franchise	PERSONAL INJURY <input type="checkbox"/> 310 Airplane <input type="checkbox"/> 315 Airplane Product Liability <input type="checkbox"/> 320 Assault, Libel & Slander <input type="checkbox"/> 330 Federal Employers' Liability <input type="checkbox"/> 340 Marine <input type="checkbox"/> 345 Marine Product Liability <input type="checkbox"/> 350 Motor Vehicle <input type="checkbox"/> 355 Motor Vehicle Product Liability <input type="checkbox"/> 360 Other Personal Injury <input type="checkbox"/> 362 Personal Injury - Medical Malpractice PERSONAL INJURY <input type="checkbox"/> 365 Personal Injury - Product Liability <input type="checkbox"/> 367 Health Care/ Pharmaceutical Personal Injury Product Liability <input type="checkbox"/> 368 Asbestos Personal Injury Product Liability PERSONAL PROPERTY <input type="checkbox"/> 370 Other Fraud <input type="checkbox"/> 371 Truth in Lending <input type="checkbox"/> 380 Other Personal Property Damage <input type="checkbox"/> 385 Property Damage Product Liability	<input type="checkbox"/> 625 Drug Related Seizure of Property 21 USC 881 <input type="checkbox"/> 690 Other LABOR <input type="checkbox"/> 710 Fair Labor Standards Act <input type="checkbox"/> 720 Labor/Management Relations <input type="checkbox"/> 740 Railway Labor Act <input type="checkbox"/> 751 Family and Medical Leave Act <input type="checkbox"/> 790 Other Labor Litigation <input type="checkbox"/> 791 Employee Retirement Income Security Act IMMIGRATION <input type="checkbox"/> 462 Naturalization Application <input type="checkbox"/> 465 Other Immigration Actions	<input type="checkbox"/> 422 Appeal 28 USC 158 <input type="checkbox"/> 423 Withdrawal 28 USC 157 PROPERTY RIGHTS <input type="checkbox"/> 820 Copyrights <input type="checkbox"/> 830 Patent <input type="checkbox"/> 835 Patent - Abbreviated New Drug Application <input type="checkbox"/> 840 Trademark <input type="checkbox"/> 880 Defend Trade Secrets Act of 2016 SOCIAL SECURITY <input type="checkbox"/> 861 HIA (1395ff) <input type="checkbox"/> 862 Black Lung (923) <input type="checkbox"/> 863 DIWC/DIWW (405(g)) <input type="checkbox"/> 864 SSID Title XVI <input type="checkbox"/> 865 RSI (405(g)) FEDERAL TAX SUITS <input type="checkbox"/> 870 Taxes (U.S. Plaintiff or Defendant) <input type="checkbox"/> 871 IRS—Third Party 26 USC 7609	<input type="checkbox"/> 375 False Claims Act <input type="checkbox"/> 376 Qui Tam (31 USC 3729(a)) <input type="checkbox"/> 400 State Reapportionment <input type="checkbox"/> 410 Antitrust <input type="checkbox"/> 430 Banks and Banking <input type="checkbox"/> 450 Commerce <input type="checkbox"/> 460 Deportation <input type="checkbox"/> 470 Racketeer Influenced and Corrupt Organizations <input type="checkbox"/> 480 Consumer Credit (15 USC 1681 or 1692) <input type="checkbox"/> 485 Telephone Consumer Protection Act <input type="checkbox"/> 490 Cable/Sat TV <input type="checkbox"/> 850 Securities/Commodities/Exchange <input type="checkbox"/> 890 Other Statutory Actions <input type="checkbox"/> 891 Agricultural Acts <input type="checkbox"/> 893 Environmental Matters <input type="checkbox"/> 895 Freedom of Information Act <input type="checkbox"/> 896 Arbitration <input type="checkbox"/> 899 Administrative Procedure Act/Review or Appeal of Agency Decision <input type="checkbox"/> 950 Constitutionality of State Statutes
REAL PROPERTY <input type="checkbox"/> 210 Land Condemnation <input type="checkbox"/> 220 Foreclosure <input type="checkbox"/> 230 Rent Lease & Ejectment <input type="checkbox"/> 240 Torts to Land <input type="checkbox"/> 245 Tort Product Liability <input type="checkbox"/> 290 All Other Real Property	CIVIL RIGHTS <input type="checkbox"/> 440 Other Civil Rights <input type="checkbox"/> 441 Voting <input type="checkbox"/> 442 Employment <input type="checkbox"/> 443 Housing/Accommodations <input type="checkbox"/> 445 Amer. w/Disabilities - Employment <input type="checkbox"/> 446 Amer. w/Disabilities - Other <input type="checkbox"/> 448 Education PRISONER PETITIONS Habeas Corpus: <input type="checkbox"/> 463 Alien Detainee <input type="checkbox"/> 510 Motions to Vacate Sentence <input type="checkbox"/> 530 General <input type="checkbox"/> 535 Death Penalty Other: <input type="checkbox"/> 540 Mandamus & Other <input checked="" type="checkbox"/> 550 Civil Rights <input type="checkbox"/> 555 Prison Condition <input type="checkbox"/> 560 Civil Detainee - Conditions of Confinement			

V. ORIGIN (Place an "X" in One Box Only)

- ☒ 1 Original Proceeding ☐ 2 Removed from State Court ☐ 3 Remanded from Appellate Court ☐ 4 Reinstated or Reopened ☐ 5 Transferred from Another District (specify) ☐ 6 Multidistrict Litigation - Transfer ☐ 8 Multidistrict Litigation - Direct File

VI. CAUSE OF ACTION

Cite the U.S. Civil Statute under which you are filing (Do not cite jurisdictional statutes unless diversity):
42 USC § 1983
Brief description of cause:
Civil Rights

VII. REQUESTED IN COMPLAINT:

☐ CHECK IF THIS IS A CLASS ACTION UNDER RULE 23, F.R.Cv.P. DEMAND \$

CHECK YES only if demanded in complaint:

JURY DEMAND: ☒ Yes ☐ No

VIII. RELATED CASE(S) IF ANY

(See instructions):

JUDGE DG-JAM

DOCKET NUMBER 24-cv-07765-DG-JAM

DATE

SIGNATURE OF ATTORNEY OF RECORD

12.20.2024

FOR OFFICE USE ONLY

RECEIPT # AMOUNT APPLYING IFP JUDGE MAG. JUDGE

Local Arbitration Rule 83.7 provides that with certain exceptions, actions seeking money damages only in an amount not in excess of \$150,000, exclusive of interest and costs, are eligible for compulsory arbitration. The amount of damages is presumed to be below the threshold amount unless a certification to the contrary is filed.

Case is Eligible for Arbitration ☐

I, _____, counsel for _____, do hereby certify that the above captioned civil action is ineligible for compulsory arbitration for the following reason(s):

☐
☒
☐

monetary damages sought are in excess of \$150,000, exclusive of interest and costs,
the complaint seeks injunctive relief,
the matter is otherwise ineligible for the following reason

DISCLOSURE STATEMENT - FEDERAL RULES CIVIL PROCEDURE 7.1

Identify any parent corporation and any publicly held corporation that owns 10% or more of its stocks:

RELATED CASE STATEMENT (Section VIII on the Front of this Form)

Please list all cases that are arguably related pursuant to Division of Business Rule 50.3.1 in Section VIII on the front of this form. Rule 50.3.1 (a) provides that "A civil case is "related" to another civil case for purposes of this guideline when, because of the similarity of facts and legal issues or because the cases arise from the same transactions or events, a substantial saving of judicial resources is likely to result from assigning both cases to the same judge and magistrate judge." Rule 50.3.1 (b) provides that " A civil case shall not be deemed "related" to another civil case merely because the civil case: (A) involves identical legal issues, or (B) involves the same parties." Rule 50.3.1 (c) further provides that "Presumptively, and subject to the power of a judge to determine otherwise pursuant to paragraph (d), civil cases shall not be deemed to be "related" unless both cases are still pending before the court."

NY-E DIVISION OF BUSINESS RULE 1(c)

- 1.) Is the civil action being filed in the Eastern District removed from a New York State Court located in Nassau or Suffolk County? ☐ Yes ☒ No
- 2.) If you answered "no" above:
 - a) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in Nassau or Suffolk County? ☐ Yes ☒ No
 - b) Did the events or omissions giving rise to the claim or claims, or a substantial part thereof, occur in the Eastern District? ☒ Yes ☐ No
 - c) If this is a Fair Debt Collection Practice Act case, specify the County in which the offending communication was received: _____

If your answer to question 2 (b) is "No," does the defendant (or a majority of the defendants, if there is more than one) reside in Nassau or Suffolk County, or, in an interpleader action, does the claimant (or a majority of the claimants, if there is more than one) reside in Nassau or Suffolk County? ☐ Yes ☐ No

(Note: A corporation shall be considered a resident of the County in which it has the most significant contacts).

BAR ADMISSION

I am currently admitted in the Eastern District of New York and currently a member in good standing of the bar of this court.

☐

Yes

☐

No

Are you currently the subject of any disciplinary action (s) in this or any other state or federal court?

☐

Yes

(If yes, please explain

☐

No

I certify the accuracy of all information provided above.

Signature: _____